TABLE 4 Sources/Activities Exempted From Coverage

1.0

Activity/source

Authority to regulate

Rationale for exemption

Surface water storage facilities

2.0 Irrigation return flows

3.0 Runoff and seepage from agricultural lands

Water Quality Act 25-8-101 et seq. —limited to extent that federal authority requires

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Colorado water law prevails so that injury to water rights by administration of Water Quality Act is not allowed. Such facilities are generally a source of good ground water recharge.

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Control of this type of nonpoint source in Colorado should be analyzed under the framework of nonpoint source alternatives currently under examination prior to implementation of a potential ground water quality program.